

Technical Advisory Group on Oversight of PCI Services

Maryland Health Care Commission
July 26, 2011

House Bill 1182 (2011 Regular Session)

MARTIN O'MALLEY, Governor

Ch. 616

Chapter 616

(House Bill 1182)

AN ACT concerning

Certificates of Need – Percutaneous Coronary Intervention Services

FOR the purpose of prohibiting a hospital, notwithstanding any other provision of law, from establishing a non-primary percutaneous coronary intervention (PCI) program or providing non-primary PCI services, unless the hospital was operating a PCI program on a certain date through a certain certificate of need or a certain waiver; requiring the Maryland Health Care Commission, on or before a certain date, to develop and report recommendations for statutory changes relating to PCI services; providing for the termination of this Act; and generally relating to percutaneous coronary intervention and certificates of need.

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That, notwithstanding any other provision of law, a hospital may not establish a non-primary percutaneous coronary intervention (PCI) program or provide non-primary PCI services unless the hospital was operating a PCI program on January 1, 2011, through:

- (1) a certificate of need for an open heart surgery program; or
- (2) a non-primary waiver in good standing from certificate of need and State Health Plan requirements, issued by the Maryland Health Care Commission.

SECTION 2. AND BE IT FURTHER ENACTED, That on or before December 31, 2011, the Maryland Health Care Commission shall:

- (1) develop recommendations for statutory changes needed to provide appropriate oversight of PCI services; and
- (2) report its recommendations to the Governor and, in accordance with § 2-1246 of the State Government Article, the General Assembly.

SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 2011. It shall remain effective for a period of 1 year and, at the end of June 30, 2012, with no further action required by the General Assembly, this Act shall be abrogated and of no further force and effect.

Approved by the Governor, May 19, 2011.

(Behind Tab 1 in Binder)

Prohibits a hospital from establishing a non-primary percutaneous coronary intervention (npPCI) program or providing npPCI services unless operating a program on January 1, 2011, through:

- a CON for a cardiac surgery program, or
- an npPCI waiver from CON in good standing

Requires the Commission, by December 31, 2011, to develop and report to the Governor and the General Assembly its recommendations for changing Maryland laws related to the oversight of PCI services

Is effective for one year (July 1, 2011 to June 30, 2012)

Technical Advisory Group on Oversight of PCI Services

Key Stakeholders

Roster of Members, Technical Advisory Group on Oversight of PCI Services
Maryland Health Care Commission

Organization	Name, Title
Office of Health Care Quality Maryland Dept. of Health and Mental Hygiene	William Vaughn, R.N. Chief Nurse
Maryland Health Services Cost Review Commission	Dianne Feeney Associate Director, Quality Initiatives
Maryland Institute for Emergency Medical Services Systems	Lisa Myers, R.N., M.S. Director, Special Programs
Maryland State Board of Physicians	Paul T. Elder, M.D. Board Chairman
Consumer Representative (Nominated by American Heart and Stroke Association, Mid-Atlantic Affiliate)	Sonny Klaff
Consumer Representative (Nominated by American Heart and Stroke Association, Mid-Atlantic Affiliate)	Michael Steiner, AIA
American College of Cardiology, Maryland Chapter	John Chung-Yee Wang, M.D. Chief, Cardiac Catheterization Lab Union Memorial Hospital
American Heart and Stroke Association Mid-Atlantic Affiliate	Gray Ellrodt, M.D. Vice-Chair, Mission: Lifeline Advisory Work Group (July 2010 – June 2012) Chief of Medicine, Berkshire Medical Center Pittsfield, MA
Holy Cross Hospital (Maryland Hospital Association)	Blair Ege, M.D. Senior Vice President, Medical Affairs & Chief Medical Officer
Union Memorial Hospital (MHA)	Anne Flood Director, Risk & Quality Management
Peninsula Regional Health System, Inc. (MHA)	Thomas Lawrence, M.D., Chief Medical Officer
Anne Arundel Health System (MHA)	Joe Moser, M.D. Senior Vice President, Medical Affairs
University of Maryland Medical System (MHA)	Glenn Robbins, M.D. Senior Vice President & System Chief Medical Officer
Carroll Hospital Center (MHA)	Kevin Smothers, M.D. Chief Medical Officer & Senior Vice President, Medical Affairs
Sinai Hospital of Baltimore (MHA)	Barbara Epke, Vice President
CareFirst BlueCross BlueShield	Daniel Winn, M.D. Vice-President & Senior Medical Director
Society for Cardiovascular Angiography and Interventions	Kerry Prewitt, MD Director, Coronary Intervention MidAtlantic Cardiovascular Associates
MedChi – The Maryland State Medical Society	Nen Cohen, MD Chief, Division of Thoracic Surgery Greater Baltimore Medical Center

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- Maryland Department of Health and Mental Hygiene
 - Office of Health Care Quality
 - Board of Physicians
- Maryland Health Services Cost Review Commission
- Maryland Institute for Emergency Medical Services Systems
- Maryland Hospital Association
- Health Care Consumers
- American College of Cardiology, Maryland Chapter
- American Heart and Stroke Association, Mid-Atlantic Affiliate
- Society for Cardiovascular Angiography and Interventions
- MedChi – The Maryland State Medical Society
- CareFirst BlueCross BlueShield

Activities of Technical Advisory Group on Oversight of PCI

- **Discuss current statutory authority regarding PCI Services.**
- **Identify limitations in PCI oversight.**
- **Consider recommendations for external peer review of PCI procedures.**
- **Make recommendations to MHCC for possible legislative changes.**

(Commission will consider and make recommendations, and submit report by 12/31/11.)

Work Plan for the Technical Advisory Group on Oversight of PCI Services

- **1st Meeting: Tuesday, July 26, 2011, 6-8 p.m.**
 - Overview of current statutory authority and oversight by the Commission
 - Identification of limitations in the Commission's oversight through Certificate of Need and PCI waivers from CON
- **2nd Meeting: Tuesday, September 13, 2011, 6-8 p.m.**
 - Overview of current statutory authority and oversight by other State agencies
 - Discussion of strengths and weaknesses in other agencies' oversight
- **3rd Meeting: Tuesday, October 11, 2011, 4-6 p.m.**
 - Discussion of potential solutions to provide appropriate oversight
 - Development of recommendations for statutory changes
- **4th Meeting (*if necessary*): Tuesday, November 8, 2011, 6-8 p.m.**
 - TBD